

REMARKS

In response to the Final Office Action mailed on December 1, 2005, and in conjunction with the concurrently filed Request for Continued Examination, Applicant respectfully requests reconsideration based on the above claim amendments and the following remarks.

Applicant's attorney attempted to contact Examiner Lezak to discuss the present invention. Examiner Lezak indicated that she would not discuss the present invention because it was after the Final Office Action.

Applicant respectfully submits that the claims as presented herein are in condition for allowance. Claims 1, 9, and 16 have been amended, and new Claims 24-26 have been added. The amendments to the claims are fully supported in the specification, see for example pages 8-9 of the specification.

Claim Rejections Under 35 U.S.C. § 103(a)

Claims 1-4, 6-10, and 12-23 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Microsoft Passport in view of U.S. Patent No. 5,966,705 issued to Koneru et al. (hereinafter "Koneru").

For an obviousness rejection to be proper, the Examiner must meet the burden of establishing that all elements of the invention are disclosed in the prior art; that the prior art relied upon, coupled with knowledge generally available in the art at the time of the invention, must contain some suggestion or incentive that would have motivated the skilled artisan to modify a reference or combined references; and that the proposed modification of the prior art must have had a reasonable expectation of success, determined from the vantage point of the skilled artisan at the time the invention was made. *In re Fine*, 5 U.S.P.Q.2d 1596, 1598 (Fed. Cir. 1988); *In Re Wilson*, 165 U.S.P.Q. 494, 496 (C.C.P.A. 1970).

This rejection is respectfully traversed because Microsoft Passport in view of Koneru does not teach or suggest all of the elements in Claims 1-4, 6-10, and 12-23.

Neither Koneru nor Microsoft Passport, alone or in combination, teaches or suggests at least the element “wherein the requestor determines whether the cookie exists on the user machine, generates and stores the cookie on the user machine when the cookie does not exist, and provides the information on the user to the cookie management system”, as recited in Claim 1. Therefore, Microsoft Passport in view of Koneru does not render Claim 1 obvious.

Since they contain similar features, Claims 9 and 16 are believed to be patentable over Microsoft Passport in view of Koneru for at least the reasons given for Claim 1. Claims 2-4, 6-8, 21, and new claim 24 depend from Claim 1. Claims 10, 12-15, 22, and new claim 25 depend from Claim 9. Claims 17-20, 23, and new claim 26 depend from Claim 16. These dependent claims are believed to be allowable due to their dependencies on Claims 1, 9, and 16.

Conclusion

In view of the foregoing remarks, Applicant submits that the above-identified application is in condition for allowance. Early notification to this effect is respectfully requested.

If any issues remain, the Examiner is invited to contact the undersigned at the telephone number below.

If there are any charges with respect to this response or otherwise, please charge them to Deposit Account 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

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